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In re Application of HERRMANN et al
U.S. Application No.: 09/830,518
Int. Application No.: PCT/EP00/08126
Int. Filing Date: 21 August 2000
Priority Date: 26 August 1999
Attorney Docket No.: NNG201
For: POLYCYCLIC PYRIMIDINE...

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DECISION

This application is before the PCT Legal Office for consideration of issues arising under 35 U.S.C. 371.

BACKGROUND

On 21 August 2000, applicants filed international application PCT/EP00/08126, which claimed priority of an earlier Germany application filed 26 August 1999. A copy of the international application was communicated to the USPTO from the International Bureau on 01 March 2001. The twenty-month period for paying the basic national fee in the United States expired at midnight on 26 April 2001.

On 27 April 2001, applicants filed national stage papers in the United States¹. The submission included, *inter alia*, a Transmittal Letter and the basic national fee.

CONCLUSION

Because applicants did not timely file the basic national fee, the present application is ABANDONED as to the United States of America.

¹ It is noted that the Transmittal Letter filed 27 April 2001 contains an "Express Mail Certification" which states that the attached correspondence was deposited in Express Mail on 26 April 2001. Under 37 CFR 1.8(a)(2)(F), the benefit of a certificate of mailing does not apply to the filing of the basic national fee necessary to enter the national stage. However, applicant may wish to file a petition under 37 CFR 1.10(c).

Please direct further correspondence with respect to this matter to the Commissioner for Patents, Box PCT, Washington, D.C. 20231, and address the contents of the letter to the attention of the PCT Legal Office.



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